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E.6
6/11/96

Vincent B. Stamp
(513) 977-8264

June 11, 1996

CERTIFIED MAIL - RETURN
RECEIPT REQUESTED

Globe Motors
2275 Stanley Avenue
Dayton, Ohio 45404

Re: Valleycrest Landfill Superfund Site, Dayton, Ohio
Potentially Responsible Party Settlement Offer

Dear Sir or Madam:

This letter constitutes formal notice of your company's CERCLA liability and an invitation to join the Valleycrest Landfill Site Group¹ (VCLG). Pursuant to an agreement with the Ohio Environmental Protection Agency (Ohio EPA) in conjunction with Ohio EPA Director's Final Findings & Orders, the VCLG has undertaken the performance of a Remedial Investigation and Feasibility Study for the Valleycrest landfill (also known as the North Sanitary Landfill) located in Dayton, Ohio (Site). We have been retained as counsel to the VCLG to identify and assert claims against additional liable parties in regard to the assessment and cleanup of the contamination found at the Site.

We herein notify you that pursuant to Section 107(a) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) your company is liable for the Site assessment and cleanup as the "person who by contract, agreement, or otherwise arranged for disposal or treatment, or arranged with a transporter for transport for disposal or treatment of hazardous substances owned or possessed by such person" 42 U.S.C.A. §9607(a)(3), 42

¹ Committee members are: NCR Corporation (formerly known as AT&T Global Information Solutions Company), Cargill Incorporated, Dayton Walther Corporation, Duriron Company, General Motors Corp., Peerless Transportation, and Standard Register Company.

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U.S.C.A. §9613(f). You are invited to join the VCLG under the terms outlined below to avoid litigation.

We have conducted a partial investigation of records pertaining to the operation of the Site. The information establishing your liability under CERCLA is discussed below. Copies of relevant documents that link your company to the Site are included with this letter and referenced below.

Globe Motors (a.k.a. Globe Industries) was identified by three Industrial Waste Disposal (IWD) drivers as a customer of the Site. The drivers described a sludge and cutting oil material that was taken to the Site. One driver commented, "I don't know what this stuff was, but I'll tell you that, it would wear out a set of windshield wipers in a month, and it would stain the glass on the windshield until you couldn't see out of it. It made glass look like it was oil. I mean, you would look at it and it would be green and blue. It just actually got into the glass." Driver Interview T pages 47-48. According to the driver, Globe Motors would have a pick-up every day, two-six yards worth of miscellaneous materials including the cutting oil material discussed above.

Clearly this information establishes that wastes from your company were disposed of at the Site and that your company's wastes contained hazardous substances. Consequently, your company is liable under CERCLA for its share of the costs the VCLG has incurred and will incur to address the Site issues.

The VCLG would prefer that your company voluntarily join the VCLG and thereby avoid the cost and delay of litigation. Based on the information we have gathered to date, we are proposing an interim settlement allocation of the costs to be divided as follows: 10% for Owner PRPs, 40% for Operator PRPs, 40 % for Generator PRPs and 10% for Transporter PRPs. The VCLG committee members have already paid in \$925,000. Your company's share of this interim amount was calculated by applying the information we have on your company's dealings with the Site to the existing interim allocation system for the Generator PRPs. We are proposing to assign 65 shares of the current total 2,484 shares or 2.6167% to your company. Thus, the initial interim assessment for your company would be \$9,681.96, (2.6167% of the present \$370,000 Generator share). Of course, calculation of these interim payments may be adjusted depending upon participation by each category of PRP and the number of participants within each category. You should plan on additional assessments to fund future VCLG expenses. The VCLG also has a participation agreement that you must sign.

In addition to your company we are serving notice on: Site owners, Keystone Gravel Company and United Warehouse Company; Site operators Waste Management, NSL, IWD and Danis; Site transporters including the Montgomery County Solid Waste District; and several Generator PRPs. Once a complete PRP liability database has been developed and the VCLG has

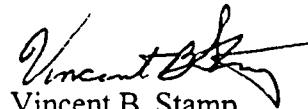
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a better understanding of the possible remedy for the Site, a final allocation based on a number of relevant factors will be developed, with credits for prior payments.

Finally, we have initiated discussions with the Ohio EPA regarding the opportunity for additional parties to receive contribution protection from claims brought by third parties in the future. Any liable parties that do not have this protection will be subject to future joint and several liability to Ohio EPA, U.S. EPA, and claims for third-party response costs at the Site as well as the claims that we will be pursuing for the VCLG.

Please respond to this letter within thirty days of your receipt thereof. If we do not hear from you within that period, we will evaluate and take appropriate next steps.

Very truly yours,



Vincent B. Stamp

Enclosures
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